

HAMILTON COUNTY BOARD OF COMMISSIONERS  
JANUARY 24, 2005

The Hamilton County Board of Commissioners met on Monday, January 24, 2005 in the Commissioners Courtroom in the Hamilton County Government and Judicial Center, One Hamilton County Square, Noblesville, Indiana. The Commissioners met in Executive Session in Conference Room 1A at 12:15 p.m.

**Board of Finance [1:23:02]**

Board of Finance President Steven C. Dillinger opened the Hamilton County Board of Finance meeting. A quorum was present of Commissioners Dillinger, Altman, Holt and Treasurer Kim Good. Good presented the 2004 Investment Report. Total interest earned in 2004 was \$2,069,291.05. Good presented the new investment policy which states her objectives and who has investment authority. Altman stated she had some concern over the investment authority. She would prefer to have the investment authority refer back to Indiana Code under Title 5. The Board of Finance should set the investment policies under the Treasurer's guidance. Good stated the investment authority states that her Chief Deputy can do the investments in terms of administrative acts. Altman stated that is fine. Holt motioned to approve. Altman seconded. Motion carried unanimously.

Altman motioned to adjourn. Holt seconded. Motion carried unanimously.

**Hamilton County Board of Commissioners [1:25:42]**

President Altman opened the January 24, 2005 meeting of the Hamilton County Board of Commissioners. A quorum was declared present of Commissioner Christine Altman, Commissioner Steven C. Dillinger and Commissioner Steven A. Holt. The Pledge of Allegiance was recited.

**Approval of Minutes**

Holt motioned to approve the January 10, 2005 minutes. Dillinger seconded. Motion carried unanimously.

**Executive Session Memorandum**

Holt motioned to approve the Executive Session Memorandum of January 10, 2005. Dillinger seconded. Motion carried unanimously.

**Parks Department Grant Application [1:26:52]**

Mr. Al Patterson stated the Parks Department has been working for some time on a grant application to INDOT for historic steel truss bridges crossing White River to connect our White River Campground property with the Strawtown Koteewi property. We have been working with Barker Engineering, our consultant, and they have located two bridges. One is Washington County Bridge #113. We signed a memorandum of agreement with Washington County stating that we would be interested in taking the bridge if we receive the grant. The Memorandum of Understanding was approved by the Federal Highway Administration, the State Historic Preservation Officer and Indiana Department of Administration. The document states that they are going to fund that project. We have applied twice for this grant and been turned down. They have accepted the application before funding the project. Patterson requested approval of the grant application to be submitted for INDOT Transportation Enhancement (TE) funding. Dillinger motioned to approve. Holt seconded. Holt asked if the Wayne County bridge is included in this application? Patterson stated no, we will have to submit a second application for it. The Wayne County Bridge has been purchased by our consultant and he will be moving it so it will be saved and then we will work on the grant application. Holt stated in the event that it does not come to pass you will have a span that goes to somewhere in the middle of the river? Patterson stated it will go to a natural island in the middle of the river. Holt asked until the funding comes will you be able to get off on the island? Patterson stated yes. Howard asked if our consultant that bought the bridge, does he understand that if the county does not get the money he has no deal? Patterson stated yes, it is his bridge. He gave him no commitment. Motion carried unanimously.

**Highway Business [1:31:42]**

**Road Cut Permits**

Mr. Jim Neal requested approval of Open Road Cut Permits. 1) RDUCT 2005-001 - Centex Homes at Mast Court 162' south of Newburyport Drive to replace damaged storm sewer pipe. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Acceptance of Bonds/Letters of Credit - Highway Department**

Neal requested acceptance of Bonds/Letters of Credit for the highway department. 1) HCHD #B-03-0067 - Western Surety Company Continuation Certificate for Bond #69445578 issued on behalf of BBK Excavating, Inc. in the sum of \$25,000 to now expire December 13, 2005. Holt motioned to approve. Dillinger seconded. Altman asked what is the purpose of the bond, it expires at the end of this year. Neal stated it is a one year extension of an existing bond. Motion carried unanimously.

**Release of Bonds/Letters of Credit - Highway Department**

Neal requested approval of the release of one Bond for the highway department. 1) HCHD #B-02-0115 - Safeco Insurance Company Permit Bond #6188628 issued on behalf of Centex Homes in the sum of \$5,000 for landscape sprinkler system in right of way in Hayden Run, Section 1. Permit #WKROW-2002-226. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Agreements [1:33:16]**

**Subdivision Inspection Agreement**

**Reserve at Geist, Phase 2**

Neal requested approval of Subdivision Inspection Agreement, HCHD #A-05-0001, for the Reserve at Geist, Phase 2 with RQAW (engineer) and Mac's Landing, LLC (developer) in the amount of \$10,000. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Concurrence with Traffic Study Correspondence**

Neal requested concurrence with a list of correspondence concerning investigations of requests for signage on Hamilton County Roads. Mr. Jim Walker has requested a traffic signal at 106th Street and Hague Rod. Dillinger stated the letter says the highway department will add it to the five year intersection plan, can that be moved up? Neal stated we said we would prioritize it along with other intersections that we are looking at right now. He has been in contact with the Town of Fishers, they did all the road improvements at that intersection two years ago. Fishers is researching the right of way that was purchased at that time to see if there is adequate space to put in a signal. Dillinger asked if Fishers will be annexing that? Neal stated Fishers controls two corners and the county controls the other two corners. Altman asked if there is a time line when this would fall in to place? Neal stated he hopes to have a draft of the proposed intersection improvements to the Commissioners on Friday. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Bridge #191, Olio Road over Geist Reservoir**

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**Bridge #60, Gwinn Road over Little Cicero Creek**

Neal requested signatures on Title Sheets for Bridge #191, Olio Road over Geist Reservoir and Bridge #60, Gwinn Road over Little Cicero Creek. These are both federal aid projects. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Bid Award [1:39:15]**

**2005 Annual Highway Bids**

Mr. Brad Davis recommended the 2005 Annual Highway bids be awarded to: Category 1 - Aggregates: 1a - Irving Materials, Inc., 1b - US Aggregates, Inc. Category 2 - Bituminous Mixes - Shelly & Sands, Inc for the area of the county west of White River and west of SR 213 and E&B Paving, Inc. Stony Creek for the remainder of the county. Category 3 - Liquid Asphalts Plant Pick-up: 3a - Asphalt Materials, Inc. 3b - Job Site Delivery Marathon Ashland Petroleum. Category 4 - Pipes/Drainage Structures - CPI Supply. Category 5 - Pre-engineered Bridges & Components - American Timber Bridge & Culvert, Inc. Category 6 - Gasoline/Fuel & Lubricants - Hamilton County Co-Op. Category 7 - Salt - Cargill, Inc. Category 8 - Pavement Traffic Markings: 8a, 8b, 8c, 8f, 8g - T&R Traffic Services, Inc.; 8d, 8e - Interstate Road Management, Inc. Category 9 - Weed and Brush Control Chemicals - Townsend Tree Service Co., Inc. Category 10 - Tree and Stump Removal - Vine and Branch, Inc. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**INDOT Funding**

Davis stated the county was informed by INDOT that Hamilton County's submission for rural projects was denied. The projects were Lamong Road and 236th Street. Altman asked Davis to check with the State to find out since we made the interlocal agreement with Sheridan if we should alert them of the initial denial so they can re-apply for federal aid for Lamong Road.

**Highway Budget [1:45:16]**

Altman stated when we look at the highway budget, Mike Dearing indicated that due to Marion County's financial situation and the fact that they do not have as much matching money for the planning aspects, the MPO has potentially \$1 million of federal funds that could have a local match and made available for a transportation thoroughfare plan. Altman stated she sees an opportunity for a 80/20 match for planning. It can not be used for rural.

**Highway Meeting**

Davis reminded the commissioners of the highway meeting on Friday, January 28, 2005 at 7:30 am at the highway department.

**Handbook Changes [1:47:23]**

Ms. Sheena Randall stated she has sent several draft changes to the employee handbook to the commissioners. Howard stated in the section where our personnel policy requires the adoption of the work week and we have a seven day work week for everyone else, we have determined that the Sheriff's department, corrections officers and Community Corrections all have, through letters among themselves, adopted a work period longer than seven days under the 207K Public Safety Exemption. He will be adding that election to the policy. Altman asked if we want a time period to adopt the changes? Holt asked when will they be ready for review. Randall stated during the Personnel Committee meeting Dillinger had suggested that once the changes met the commissioners approval that the commissioners would discuss sending the changes to the elected officials and department heads to see if they had any feedback, review the feedback, make consideration for any additional changes and then proceed with final adoption. Altman asked for a work session to be scheduled at 11:30 a.m. on February 14, 2005.

**Hoosier Heritage Port Authority Interlocal Agreement [1:52:10]**

Ms. B.J. Casali stated the Hoosier Heritage Port Authority has created a Technology Oversight Board, which will be responsible for overseeing the fiber between the Town of Fishers, Noblesville and from Fishers to the Telecom Hotel on Kentucky Avenue. The Board will be composed by representative from each of the participating members, Fishers, Noblesville, Port Authority and Hamilton County. Howard stated the agreement commits, subject to appropriation by Council, \$10,000 towards a fund, which the Port Authority will oversee. The agreement limits what expenditures will be paid from this fund. Altman stated the Port Authority would be a member but they would not contribute the \$10,000? Casali stated correct, they are the owners and custodians of the fiber. Altman asked if Fishers has committed their \$10,000? Casali stated she does not know. This agreement would not be in effect until Fishers and the Port Authority sign the agreement. Altman stated the agreement does not read that way. We could accept it and make it contingent upon the other entities signing. Holt motioned to approve the agreement to enter in to an interlocal with the Port Authority. Dillinger seconded. Motion carried unanimously. Altman asked if Casali has approached the County Council about the funding? Casali stated there are funds available for this year. They have been encumbered from funds that were to be used for the fiber project, which did not get spent last year. Altman motioned to appoint BJ Casali to the Technology Oversight Board. Holt seconded. Motion carried unanimously.

**Website Security [1:56:00]**

Casali stated there is an issue on the county web site regarding the food inspection permits from the Health Department that show the signatures on the permits. Altman stated the signatures could potentially be legible from the web site. Casali recommended disabling that one application until they are able to investigate it further. Howard stated we may want to review any documents on the web site that have signatures and those be redacted and that they be replaced with an § printed. Altman stated pending decision of this board she asked BJ to pull it. Altman asked BJ to coordinate with Barry McNulty regarding contacting the POSSE representative about a fix. Holt motioned to remove this from the web site pending resolution of the problem. Dillinger seconded. Motion carried unanimously.

**Insurance Coverage [1:59:57]**

Mr. Bob Fearn stated the county's property and casualty insurance expires on February 1, 2005. Mr. Doug Walker presented the renewal proposals for the 2005-2006 coverage. There is no premium increase over last year. Walker stated the experience of the county has improved quite a bit this year. The insurance market has loosened up a bit. Holt asked if this has been to the insurance committee? Dillinger stated no, because we did not get the quotes in time. Holt motioned to accept the recommendation as submitted subject to the insurance committee deciding that is an ill advised decision. Dillinger seconded. Altman asked if it was a positive experience with picking up more self insured portions? Walker stated yes, it has been a very favorable program. We are starting to see the dividends of the safety program and risk management. Motion carried unanimously.

**Local Veterinarian's Report [2:05:56]**

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Altman acknowledged the local veterinarian's report as received by the commissioners. It is being taken under consideration.

Altman called a break in the meeting.

Altman called the meeting back to order. [2:24:37]

**Commissioner Committee Reports**

**Safety Risk Management Office Relocation**

Dillinger stated Jeff Rushforth has requested he be moved to the EMA building, most of his time is spent out of the building. Holt stated it would be good that they could share the EMA receptionist. Altman stated the original plan was that HR and Safety Risk have to both have access to the personnel records and that is why we were putting them together. Dillinger stated if we were to move Jeff, then we should modify what we are going to do in the law library. Altman stated if you are going to open up the other office for a hearing room, that would make sense because we would lose a lot of the retrofit costs. Altman stated we hope to have 2 full-time people and a receptionist at EMA. With your plan would you retrofit another office for Jeff? Dillinger stated not retrofit, but there needs to be some improvements in the building. Jeff is going to have to have some help at some point. Having a secretary available would be advantageous. Jeff Rushforth stated Sheena Randall has concerns that she is not going to have enough space. At EMA he would have quick access to his vehicle when he is called to an accident. His concern is losing touch with some of the things he has come a long way with up here. Out there he would be gaining more training room space. Dillinger asked what department is most of his time spent with? Jeff stated it is between highway and parks. Altman stated she is not opposed to the concept it is how much money we invest in that structure. Dillinger stated at some point we will have to do something different with that building. He was appalled with the building. It has gone downhill since the highway department left it. Holt motioned that we ask Scott Warner to take a look at it and tell us what he thinks would be involved with making the north end of that building habitable for Jeff's purposes and what we would save by not doing the build out of the additional space upstairs. Dillinger modified the motion that Scott look at the whole building, not just the north end. Dillinger asked what are we doing with the Red Cross building? Altman stated she does not know. Dillinger stated using that building might make sense. Dillinger asked Jeff if the Red Cross facility would work? Jeff stated he is totally open at this point. Dillinger stated it makes sense to look at those options. Holt withdrew his motion.

**Homeland Security Grant [2:36:28]**

Altman stated the Hamilton County working group has a meeting on the Homeland Security Grant. The 2005 monies have been determined, which will be half of what we received this year. If the State takes the \$2 million off the top of 2004 it netted about \$8 million to share and it was \$5 million for 2005 money, which the State preliminary told us they would not take 20% of. We are looking at a pool of a little over \$13 million. We presented our priority list. The Marion County segment is adamantly opposed to funding the software program out of the grant monies. They are favorable to the fiber optic request and medtronics. She has spoken briefly to council regarding alternate funding for dispatch and records management. Altman stated she is still proposing and pushing getting the software funded but in order to get all three projects funded it may be different dollars.

**RTA**

Altman asked if this Board would be opposed to some type of funding mechanism for the RTA, at least matching monies, somewhere down the road? In the next couple of years the RTA will be asking communities to contribute towards the planning money. Hopefully the initial starter line or recommendation will be to the MPO in May. On an aggressive schedule have the line and mode of transportation will be determined in June or July.

**Attorney [2:39:58]**

**Juvenile Detention Center Contracts**

**Chance Brothers Marble & Tile Company**

Howard requested approval of contracts for the Juvenile Detention Center project. 1) Chance Brothers Marble & Tile Company in the amount of \$388,590. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Retainage Escrow Agreement**

**T.P. Mechanical Contractors**

Howard requested approval of a Retainage Escrow Agreement for T.P. Mechanicals, Inc. and North Side Bank & Trust Company. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Alt & Witzig Engineering**

Howard requested approval of a stand-by testing services agreement with Alt & Witzig Engineering. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Utility Easement and Right of Way - Indiana-American Water**

Howard requested approval of a utility easement and right of way with Indiana-American Water Company to acquire an easement across the highway property on S. 10th Street so they can serve the property to the south. Mr. Scott Warner stated since we were not able to proceed with the highway storage building we decided to proceed with upgrading the water service to the existing highway building and we would include a wash bay within the existing building. In order to do that we have to have the water service upgraded. Indiana-American Water agreed to do that at no charge to us. They would like the county to grant this easement to help them complete work that was required from the Firestone settlement to run water service to the north. We will gain new water service at no additional charge plus a fire hydrant on the north end of the property. Holt motioned to approve. Dillinger seconded. Altman asked if the easement will restrict further development of that parcel on our end? Howard stated no. Motion carried unanimously.

**Airport Funding [2:46:36]**

Howard presented a funding proposal that was presented to the county council for funding of improvements to the Indianapolis Executive Airport. The Aviation Board has reviewed their capital funding and several issues came up. One is the acquisition costs, partially funded by a note to the seller of \$1.8 million, with a five year balloon payment due in 2008, with the hope that it would be repaid by FAA funding. At the time the board acquired the airport part of the commitments to the council was that land reimbursement would be at the top of the aviation board's priority. Unfortunately with 9/11 and other FAA prioritizations, land reimbursement is not a high priority. High priorities are security and safety issues. The Board has found that having land reimbursement on the Capital Improvement Plan (CIP) as the number one capital priority, has become a road block for any other funding. We tried to think of a way for funding for the reimbursement of land acquisition and take some of the capital projects to the top of the CIP. There is tremendous demand for hanger space and the board has received several proposals to lease land at .32¢ per foot where private money builds the hanger but there needs to be taxiways constructed. We looked at the economic benefit of the

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airport and we looked at the Thomson Consumer Electronics TIF District. Howard reviewed the funding proposal. By taking the next three collection years through the January 2008 distribution, with this plan, we could fund the sellers note and construct some of the on sight improvements. What will rise to the top on the CIP will be the parallel runway which is a high priority safety issue. With the anticipated construction of hangers that would get us over 100 based aircraft which would make us one of the top 100 airports in the state and into a different FAA funding prioritization. In addition to getting the larger projects funded we would submit land reimbursement as a co-application of each grant. The council has appropriated \$300,000 for land reimbursement for this year. This funding program would let that appropriation go away. We are doing a study at the airport of the planes that serve the North Meridian Corridor and the Thomson TIF District. Preliminary numbers show substantial economic benefit and service provided by the public infrastructure. The procedure would be to request the Redevelopment Commission to amend the redevelopment plan for the district. There will be no bonds. Projects will be done as the money comes in as set out in this plan. The Council has preliminary said to start the plan, they will want to appropriate these funds.

Mr. Don Silvey thanked the Commissioners for their support and consideration of this plan. The Board has taken seriously the commitments of the past to keep reimbursement the highest priority. We started looking at the all the needed improvements and the log jam with reimbursement for land giving us the minimum of FAA funds and this plan will open the opportunity to see significant FAA funds come to the county. We believe there are a number of advantageous and a higher potential for repaying the funds that the county put towards the facility. We have been fairly active the past 3-4 months in trying to do what you wanted us to do in trying to determine what we had and where it was going. In December the board had a work session on all the capital improvements in addition to the list the commissioners have before them our Board President, Tom Kapostasy has put together a longer list of items that he does not think we will get out of FAA funds but we will always have a to-do list. Silvey stated he hopes the commissioners will support the proposal and find we are trying to do what you want us to do.

Howard stated there is no formal approval needed, the Redevelopment Commission would have to amend the plan. They will meet February 24th. Dillinger asked what else could the TIF funds be used for? Howard stated the existing resolution is committed to pay debt service on the existing bonds. It would be for public infrastructure serving or benefitting the allocation area. That area is all the commercial development on the west side of SR 31 between 106th Street and I-465 to Springmill Road. This is a 50-year TIF District with thoughts that there would be substantial road improvements in this area. In order to issue bonds we would need an interlocal agreement with Carmel because Carmel has annexed the area. Dillinger stated from a priority standpoint there are several millions of dollars that could go towards infrastructure. Altman stated it does not exhaust the available TIF funds as they come through. We still have the option and possibility to work with Carmel through an interlocal agreement to do other substantial improvements in that area. It takes some of the money, but not all of the money. The increment available is over and beyond our debt service. The increment available does not include the SPTR. If the commissioners wanted to start a major road financing right now and start design, bonds could be issued against the 2008 increment. Dillinger asked the highway department if there are any projects in this area that need funded? Neal stated Carmel is looking at quite a few projects in that area. Altman stated in talking with Mayor Brainard his highest priority is Illinois Street as a reliever, especially as to what is proposed for Meridian. Dillinger asked if it would make sense to have the highway department look at the area and then we could discuss it at Friday's highway meeting? Altman asked what is the time table? Howard stated he does not need action by this board until the next meeting. Altman asked who enjoys the rental revenue from the hangers? Howard stated the owners of the hanger. The owner pays .32¢ per square foot rental with a five year escalator based on CPI to the owner of the airport and they rent the land under the hanger. Altman asked if the county sees any of that money? Howard stated yes, it comes in with the fuel. Altman stated the FBO does not participate? We would get a land lease payment? Howard stated yes. Altman asked what are the projections on the net revenue? Howard stated it is not going to be huge. Out of that there is an operating budget which was preferable to having an employee out there. That money has been used for repairs after 25 years of neglect. Altman stated it would not be significant enough to go against the debt payment? Howard stated no, at most if we start to get grants there is a 5% local participation match. Silvey stated we are working towards a March 1st submittal to the FAA of our CIP. Our goal was to be able to submit a legitimate CIP that everyone understood when we did it what would be entailed. By building the taxiways to the hanger areas our operator has said he has the financing and will build the first batch of hangers. He has corporate entities that are very interested in building corporate hangers but we have to build the taxiways to get to them. Altman stated other than risk avoidance, why are we not interested in building the T-hangers? Howard stated it is major money. Silvey stated generally those buildings do have a very good rate of return, they raise their money privately. The board did not have a source of funds to even look at that. We have not pursued that purely for financial reasons. Silvey stated we have been assured that they have sufficient interest over the next few years to get us up to the 100 planes based. This will increase our revenue for fuel sales and it gives us more FAA funding possibilities. Altman stated we need to be looking at other options regarding the building of hangers. Holt stated if we said yes to this do you think we would have 30% more money to put towards another project? Howard stated yes. At the end of 2007 with the last payment in Spring 2008, the income stream continues for other purposes? Howard stated yes, if there is a defined plan. Some kind of bonds have to be in place when those bonds go off.

Dillinger asked if we have changed the name to Hamilton County Executive Airport? Silvey stated no. Dillinger stated if the name was Hamilton County Airport it would make it a lot easier for him to vote for this. Silvey stated he will be happy to go back to the board and raise that subject again.

Altman stated at this point we don't need to take action, the idea of letting the highway department take a look at it and talk about it to. Howard will look at the funding to include highway projects. Holt asked if the airport projects would be built out as the money came in? Howard stated yes, we are not going to borrow against this. These projects are scheduled as the money comes in. Altman asked Silvey to get the Commissioners an idea of what the .32¢ per foot comes out to be, in terms of the footprint. Silvey stated the estimate is in the \$10,000 - \$20,000 per year. Howard asked Silvey to find out what costs are if we built the hangers ourselves.

**Ordinance 1-24-05-A, Prohibiting Discarding of Materials**

Howard presented Ordinance 1-24-05A, An Ordinance Prohibiting Discarding of Certain Materials Upon Property of Hamilton County. Howard stated there have been problems with people leaving construction materials, all kinds of waste at the area that is inhabited primarily by the Household Hazardous Waste Collection Center at 1717 E. Pleasant Street, Noblesville. The ordinance carries a \$2,500 fine, effective March 15, 2005. Dillinger motioned to suspend the rules. Altman seconded. Motion carried unanimously. Dillinger motioned to approve Ordinance 1-24-05-A on first reading. Altman seconded. Motion carried unanimously.

**Huskey Study [3:25:42]**

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Dillinger asked Howard if he has any information on the Huskey study? Howard stated he has the contract, they are working on a business plan to bring a recommendation to whether to enter in to the agreement.

**Assistant to Attorney**

Dillinger asked Howard how he is doing with his assistant? Howard stated he has the final going out as soon as possible. He will not have funding until March.

**Juvenile Detention Center**

**Fuel Station Change Order**

Captain Dan Stevens requested approval of a Change Order for the fuel station. The original bid specs allocated for one credit card type reader and after review and consulting with the staff we determined that we needed a two key system, one for the car and one for the operator. It includes an electronic device in the fuel lines that will indicate if there is a leak. Currently we pay \$900 annually to have the lines inspected, the cost of the electronic device is \$4,500 which will pay for itself over a short period of time. The total Change Order is \$22,998. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Auditor [3:28:31]**

**Microvote Election Software Agreement**

Ms. Robin Mills requested approval of the Microvote Election Management System Software Maintenance Agreement. Dillinger motioned to approve the agreement. Holt seconded. Motion carried unanimously.

**Alcoholic Beverage Board Appointment Forms**

Mills requested signature on the Alcoholic Beverage Board Appointment form for K. Sean Fleck. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Covered Bridge Certification**

Mills requested approval of the Covered Bridge Certification. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Release of Bonds/Letters of Credit - Drainage Board**

Mills requested release of Bonds and Letters of Credit for the Drainage Board. 1) HCDB-2000-00329 - Bond Safeguard Insurance Company Subdivision Performance Bond No. 5001487 for Village of West Clay Section 3004, Block C - storm sewers - \$20,184.00. 2) HCDB-2000-00330 - Bond Safeguard Insurance Company Subdivision Performance Bond NO. 5001488 for Village of West Clay Section 3004, Block C - erosion control - \$5,250.00. 3) HCDB-B01-029 - Fidelity and Deposit Company of Maryland Performance Bond No. 08596507 for Village of West Clay Sections AG01, AG02 and 6502 - storm sewers, erosion control and monumentation - \$128,100.00. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Clerk's Monthly Report**

Mills requested acceptance of the December 2004 Clerk of the Circuit Court Monthly Report. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Treasurer's Monthly Report**

Mills requested acceptance of the December 2004 Treasurer's Monthly Report. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**2004 Gross Wages**

Mills presented the 2004 Gross Wages Report for approval. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Payroll Claims**

Mills requested approval of Payroll Claims for the period of January 3, 2005 to January 16, 2005 to be paid January 28, 2005. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Vendor Claims**

Mills requested approval of Vendor Claims to be paid January 25, 2005. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Veterans Service Officer**

Mills requested approval of a letter regarding the accrual time for Wayne Long, Veterans Service Officer. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Administrative Assistant [3:31:45]**

**Reduced Rent Offer to County Employees**

Mr. Fred Swift has received a request from an apartment complex offering a reduced rental rate in their complex to Hamilton County employees. They are requesting to put a flyer in internal county mailboxes. Swift stated the policy has been that if someone in the county offers our employees something for a lesser amount than what they are offering to the general public we will go as far as to allow them to notify our employees of that offer. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

**Hamilton Southeastern Schools Wage Determination Committee Appointment**

Swift stated Hamilton Southeaster School has requested an appointment to their Wage Determination Committee. Dillinger motioned to appoint Art Levine to the Wage Determination Committee for Hamilton Southeastern Schools. Holt seconded. Motion carried unanimously.

**Snow Removal Policy**

Swift stated Commissioner Dillinger came in to the buildings on Monday, a holiday, and found the walks had not been cleared. Swift stated our policy is that the walks be cleared in time for our business day and during business hours. In the past we have not cleared the walks on the weekend or holidays. Altman asked if we have any agreement with Noblesville that we have assumed the obligation of clearing the public sidewalk? Altman asked if it is a public sidewalk? Dillinger stated it is county property. Dillinger stated his issue was that he knew it was a holiday and the courthouse was closed, but the rest of the city was open. It is used for pedestrian traffic. Altman stated it should be a 365 day deal that we make sure the sidewalks are plowed. Dillinger stated to him it is our responsibility. We should have it cleared even on Saturdays and holidays. If the stores are open downtown we have an obligation to keep our sidewalks cleared. He is willing to pay overtime or whatever we need to do it. Altman stated it is an issue of what is safe for the public, we need to make sure the sidewalks are cleared to extent reasonably possible. Holt stated on a holiday we probably only have two Monday holidays, but every Saturday of the winter, downtown is full of shoppers. Altman asked Scott Warner if he could schedule days off during the period with a holiday? Altman stated things don't stop because it is a holiday. Altman stated she does not want to be paying overtime if we can schedule appropriately

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someone's workday. Warner stated we were in shortly after noon on Martin Luther King Day. Warner stated we are not in a position to give other days off just because we have a snow event, that is why we do it as overtime. We still have our regular workload in addition to whenever a snow event comes. He tries to make a good judgement call, apparently it is not meeting what you feel the standard is. We were in here Martin Luther King Day and cleared things up for the following business day for the county. There are times on weekends that we have come in as well. We were in here Sunday afternoon to be ready for today. In this case, if it were Saturday during the blustery conditions, it would have been futile for us to come in Saturday and then come back on Sunday to clean it again. We have to gauge it on the status of the weather. Altman stated if our policy is to try to keep it clear on Saturdays, we may be doing it twice over a weekend. Warner stated they are very willing to comply with what you want. Dillinger stated the misunderstanding from what you are doing and his viewpoint is that you are facilitating the customers and employees of just our buildings and we should be facilitating our property as custodians over owners of property, whether we are open or not. Particularly on the square, that was not cleared at all on Monday it looked really bad. Warner asked if he saw that they had come in and cleared it that afternoon? Dillinger stated no. Warner stated in order to keep his staff working he has to consider the temperature. That particular morning was below 0 wind chill. He has to make sure he has staff to work the rest of the week and not go home sick. Dillinger stated the highway department and sheriff's department deals with that. Holt stated it is a little different than highway work. Holt stated rather than coming to a fixed policy this afternoon, what if we got in touch with the City to see what their Saturday and holiday policy is. Holt stated wherever there is a business that was not retail, it would not be shoveled on a Saturday or Sunday. Dillinger stated we are custodians of that property, why would we not clean it? Holt stated the City has a sidewalk plow and if they are plowing and we are having to pay someone time and a half to do it, maybe they would be willing to do it. Warner asked if it is a situation such as last Saturday, where it snowed all day, you would not expect us to spend all day cleaning it as it drifts back across the walk? What would your intention be? Dillinger stated he is not concerned about it being done all day as he is concerned about it being done at least once. In the morning it looks like we should make an effort. Altman motioned to maintain the sidewalks at least by 10:00 am on Saturdays that our walkways are clear and 8:00 am on holidays. Use your best judgement on keeping them clear. Dillinger seconded. Motion carried unanimously.

**Delinquent Property Taxes**

Swift stated the Treasurer's office has given him the list of county employees who are delinquent in their property taxes. The Treasurer has suggested a deadline of March 1st to have the taxes paid or their wages will be garnished. Swift will send out a letter to that effect. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Weights and Measures Vacation Policy**

Swift stated we have a policy that vacation time can run over in to the first quarter of the following year, but no further. Carey Woodward has considerable vacation time from 2004 that he has not taken. He wants to be able to delay one week of that vacation until Spring Break. Holt asked why does he not use his 2005 vacation for that? Swift stated he is trying to use up his comp time. Holt asked if this is a one time request? Swift stated yes. Holt motioned to approve. Dillinger seconded. Altman stated she thinks this is opening Pandora's Box. Spring Break is always the first full week of April. Holt and Dillinger approved. Altman opposed. Motion carried.

Holt motioned to adjourn. Dillinger seconded. Motion carried unanimously.

**Commissioners Correspondence**

Veterinarians Proposal

Indiana Housing Finance Authority Notice of Grant Expiration

Buckeye Pipe Line company Notice of Acquisition

Baker & Daniels Notice of Public Hearing:

Noblesville MP Properties Variance of Development Standards

Beam, Longest & Neff Notice of Transmittal:

Bridge #110, 186th Street over Cool Creek

INDOT Legal Notice of Public Hearing:

SR 32 from West of Springmill Road

INDOT Funding Denial:

236th Street Road Reconstruction

Lamong Road

IDEM Notice of Sewer Permit Applications:

Heather Knoll, Section 2 - Carmel

Bella Terra - Carmel

Sedona, Section 2 - Fishers

Limestone Springs, Section 2A & 2B - Fishers

Avalon of Fishers, Section Seven A - Fishers

The Bristols, Section 4A & 5A - Fishers

Fox Hollow at Geist, Section 5 - Noblesville

IDEM Notice of Sewer Permit Appeal Rights:

Sedona Section 2 - Fishers

Carlson Corner Subdivision - Carmel

Fox Hollow at Geist, Section 5 - Noblesville

IDEM Notice of FESOP Renewal Application:

Sun Packaging - Westfield

Certificate of Liability Insurance:

Culy Construction & Excavating

**Present**

Christine Altman, Commissioner

Steven C. Dillinger, Commissioner

Steven A. Holt, Commissioner

HAMILTON COUNTY BOARD OF COMMISSIONERS  
JANUARY 24, 2005

Robin M. Mills, Auditor  
Kim Rauch, Administrative Assistant to Auditor  
Fred Swift, Administrative Assistant to Commissioners  
Michael A. Howard, Attorney  
Doug Carter, Sheriff  
Brad Davis, Highway Director  
Jim Neal, Highway Engineer  
Virginia Hughes, Administrative Assistant to Highway Engineer  
Amber Emery, Highway Public Service Representative  
Dave Lucas, Highway Inspector  
Steve Broermann, Highway Technical Engineer  
Christopher Burt, Highway Staff Engineer  
Tim Knapp, Highway Right-of-Way Specialist  
Joel Thurman, Highway Project Engineer  
Matt Knight, Highway Staff Engineer  
Mike McBride, Small Structure Staff Engineer  
Faraz Kahn, Highway Department  
Kathy Howard, Highway Department  
Barry McNulty, Health Department  
Patti Smith, Beam, Longest and Neff, LLC  
Bob Hansen, Noblesville Daily Times  
Becki Wise, USI  
Floyd Burroughs, FEBA  
Dan Stevens, HCSD  
Bob Fearrin, Insurance Committee  
Doug Walker, Insurance Committee  
Scott Warner, Buildings & Grounds  
Diana Lamirand, Noblesville Ledger

APPROVED  
HAMILTON COUNTY BOARD OF COMMISSIONERS

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ATTEST

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Robin M. Mills, Auditor